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UNM 5735 (63102)
PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Sam D. Sanderson et al. Art Unit 1644
Serial No. 09/051,685
Filed August 19, 1998
Confirmation No. 8287
For COMPOSITIONS AND METHODS FOR ENHANCING IMMUNE RESPONSES
MEDIATED BY ANTIGEN-PRESENTING CELLS
Examiner David A. Saunders

TECH CENTER 1600/2900

AUG 09 2002

RECEIVED

August 5, 2002

RESPONSE TO RESTRICTION REQUIREMENT

TO THE ASSISTANT COMMISSIONER FOR PATENTS,

SIR:

This letter is in response to the Office action of July 10, 2002, in which an election of a Group of claims and an election of species for prosecution on the merits was requested.

In response, Applicants hereby elect the claims of Group I, claims 1 and 3-17, directed toward molecular adjuvant constructs, for further prosecution in the present application. Applicants also elect the species C5a receptor ligand for the targeting ligand and elect the species peptide for the immunogen. Claims 1, 3, 4, 5, 6, 7, 10, 11, 12, 16 and 17 read on the elected species.

According to MPEP §809.02(c), an examiner's action subsequent to an election of species should include a complete action on the merits of all claims readable on the elected species and according to MPEP §809.02(e), whenever a generic claim is found to be allowable in substance, action on the species claims shall thereupon be given as if the generic claim were allowed. Thus, if it is determined that the elected species is patentable, it is incumbent upon the Office to search additional species that fall within any allowable generic claims.

Moreover, the claims of Group I were previously allowed as delineated in Paper No. 19 dated July 12, 2001. Applicants, accordingly, request an immediate allowance Group I claims.

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Applicants reserve the right to file a divisional application directed to the subject matter of the non-elected claims.

Respectfully submitted,



Kathryn J. Doty, Reg. No. 40,593
SENNIGER, POWERS, LEAVITT & ROEDEL
One Metropolitan Square, 16th Floor
St. Louis, Missouri 63102
(314) 231-5400

KJD/rle

Express Mail No. EL 945485927 US
Box NON-FEE AMENDMENTS